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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

OFFICE DEPOT, INC.,

Plaintiff,

v.

AU OPTRONICS CORPORATION, et al.,

Defendants.

CASE NO. 3:07-md-1827 SI
INDIVIDUAL ACTION NO. 11-cv-02225

**STIPULATION FOR EXTENSION OF
TIME TO RESPOND TO
DEFENDANTS' MOTIONS TO
DISMISS OR FILE AN AMENDED
COMPLAINT AND ~~PROPOSED~~
ORDER**

ORAL ARGUMENT REQUESTED

Date: November 11, 2011

Time: 9:00 am

Courtroom: 10

The Honorable Susan J. Illston

WHEREAS the undersigned counsel, on behalf of plaintiff Office Depot, Inc. ("Office Depot"), filed a complaint in the above-captioned case against AU Optronics Corporation, AU Optronics Corporation America, Chi Mei Optoelectronics Corporation, Chi Mei Optoelectronics USA, Inc., Chi Mei Optoelectronics USA, Inc., CMO Japan Co., Ltd., Epson Electronics America, Inc., Epson Imaging Devices Corporation, Hitachi Electronic Devices (USA), Inc., Hitachi, Ltd., Hitachi Displays, Ltd., LG Display Co., Ltd., LG Display America, Inc., Mitsui & Co. (Taiwan), Ltd., Mitsui & Co. (U.S.A.), Inc., NEC Corporation, NEC Electronics America,

1 Inc., NEC LCD Technologies, Ltd., Samsung Electronics America, Inc., Samsung Electronics
 2 Co., Ltd., Samsung Semiconductor, Inc., SANYO Consumer Electronics Co., Ltd., Sharp
 3 Corporation, Sharp Electronics Corporation, Tatung Company of America, Inc., Toshiba
 4 America Electronic Components, Inc., Toshiba America Information Systems, Inc., Toshiba
 5 Corporation and Toshiba Mobile Display Co., Ltd. (collectively, “Stipulating Defendants”),
 6 among other defendants, on March 31, 2011 (“Complaint”);

7 WHEREAS Defendant, Mitsui & Co. (Taiwan), Ltd.’s filed a Notice of Motion and
 8 Motion to Dismiss the Complaint (Docket Entry 25) on August 22, 2011;

9 WHEREAS Defendants, Samsung Electronics Co., Ltd., Samsung Electronics America,
 10 Inc., Samsung Semiconductor, Inc., LG Display Co., Ltd., LG Display America, Inc., AU
 11 Optronics Corporation, AU Optronics Corporation America, Chimei Innolux Corporation (f/k/a
 12 Chi Mei Optoelectronics Corp.), Chi Mei Optoelectronics USA, Inc., CMO Japan Co., Ltd.,
 13 Epson Imaging Devices Corporation, Epson Electronics America, Inc., Hitachi, Ltd., Hitachi
 14 Displays, Ltd., Hitachi Electronic Devices (USA), Inc., Sanyo Consumer Electronics Co., Ltd.,
 15 Sharp Corporation, Sharp Electronics Corporation, Tatung Co. of America, Inc., Chunghwa
 16 Picture Tubes, Ltd., Toshiba Corporation, Toshiba America Electronic Components, Inc.,
 17 Toshiba Mobile Display Co., Ltd., Toshiba America Information Systems, Inc., HannStar
 18 Display Corporation, and Mitsui & Co. (U.S.A.), Inc., filed a Joint Notice of Motion and Motion
 19 to Dismiss Office Depot’s Complaint (Docket Entry 26) on August 22, 2011;

20 WHEREAS Defendant, SANYO Consumer Electronics Co., Ltd., filed a Joinder to
 21 Defendants’ Joint Notice of Motion and Motion to Dismiss Office Depot’s Complaint, moving
 22 for the dismissal of Office Depot’s claims against it, (Docket Entry 29) on August 22, 2011;

23 WHEREAS Defendants, NEC Corporation, NEC Electronics America, Inc., and NEC
 24 LCD Technologies, Ltd., filed a Notice of Motion and Motion to Dismiss, or in the Alternative,
 25 Motion for Summary Judgment; Joinder in Defendants’ Joint Motion to Dismiss Office Depot’s
 26 Complaint (Docket Entry 31) on August 22, 2011;

27 WHEREAS Office Depot’s responses to the aforementioned motions would be due on
 28 September 6, 2011;

1 NOW THEREFORE, the parties stipulate and agree as follows:

2 The time for Office Depot to respond to the aforementioned motions to dismiss or to file
3 an amended complaint is postponed until September 19, 2011.

4 If Office Depot files oppositions to the aforementioned motions to dismiss, the time for
5 all Defendants to file their replies is postponed until October 3, 2011. The hearing on the
6 aforementioned motions to dismiss is noticed for and will be held on November 11, 2011, or at
7 such other time as is convenient for the Court.

8 If Office Depot files an amended complaint, then all Defendants will have 30 days to
9 respond to the amended complaint.

10
11 IT IS SO STIPULATED.

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Attestation: The filer of this document attests that the concurrence of the other signatories thereto has been obtained.

PURSUANT TO STIPULATION IT IS SO ORDERED

By:



Honorable Susan J. Illston
United States District Judge

Dated: 9/7/11